

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gust H. Bardy et al.

Serial No.: 09/940,273

Examiner: K. Droeisch

Filed: August 27, 2001

Group Art Unit: 3762

For: CARDIOVERTER-DEFIBRILLATOR HAVING A FOCUSED SHOCKING AREA
AND ORIENTATION THEREOF

Docket No.: 1201.1104101 (formerly 032580.0027.UTL)

Mail Stop Response
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RECEIVED

JAN 02 2004

TECHNOLOGY CENTER R3700

RESPONSE TO RESTRICTION REQUIREMENT

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 315612444 US, in an envelope addressed to: Mail Stop Response, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 19th day of December 2003.

By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

The undersigned attorney has assumed responsibility for the present application. A Revocation of Prior Powers of Attorney and Power of Attorney is submitted herewith.

This paper is in response to the Office Action mailed September 24, 2003, with a shortened statutory period set to expire on October 24, 2003. Concurrently filed herewith is a Petition for a Two-Month Extension of Time, thus extending the period for response to December 24, 2003.

Please consider the following remarks:

HG
B. Webb
1/7/04

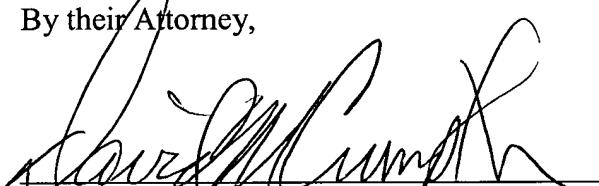
In the Office Action dated September 24, 2003, election of species was requested. Applicant hereby elects Group I Species IV – implantable cardioverter-defibrillator of Figures 19-21 without traverse. This election corresponds to original claims 53-136. Although the Examiner has indicated that claim 1 is generic, Applicants withdraw such claim from consideration.

Examination of the above-identified claims is respectfully requested. If a phone conference is believed necessary to resolve any outstanding issues with respect to the above discussion, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

Gust H. Bardy et al.

By their Attorney,



David M. Crompton, Reg. No. 36,772
CROMPTON, SEAGER & TUFTE, LLC
1221 Nicollet Avenue, Suite 800
Minneapolis, Minnesota 55403-2420
Telephone: (612) 677-9050
Facsimile: (612) 359-9349

Dated: 12/19/03